



3738

TRANSMITTAL LETTER			Case No. 659-921
Serial No. 10/041,693	Filing Date January 7, 2002	Examiner Snow, Bruce Edward	Group Art Unit 3738
Inventor(s) Kato et al.			
Title of Invention WAIST ELASTIC SYSTEM WITH IMPROVED ELASTIC DECAY PROPERTIES FOR A TRAINING PANT			

TO THE COMMISSIONER FOR PATENTS

Transmitted herewith is Response to Restriction Requirement and Amendment; and return receipt postcard.

- ☐ Small entity status of this application under 37 CFR § 1.27 has been established by verified statement previously submitted.
- ☐ Applicant claims small entity status. See 37 CFR 1.27.
- ☐ Petition for a \_\_\_\_\_ month extension of time.
- ☒ No additional fee is required.
- ☐ The fee has been calculated as shown below:

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**TECHNOLOGY CENTER R3700**

	Claims Remaining After Amendment		Highest No. Previously Paid For	Present Extra
Total		Minus		
Indep.		Minus		
First Presentation of Multiple Dep. Claim				

Small Entity	
Rate	Add'l Fee
x \$9 =	
x 42 =	
+ \$140 =	
Total add'l fee	\$

Other Than Small Entity	
Rate	Add'l Fee
x \$18 =	
x \$84 =	
+ \$280 =	
Total add'l fee	\$

- ☐ Please charge Deposit Account No. 23-1925 (BRINKS HOFER GILSON & LIONE) in the amount of \$\_\_\_\_\_. A duplicate copy of this sheet is enclosed.
- ☐ A check in the amount of \$\_\_\_\_\_ to cover the filing fee is enclosed.
- ☒ The Commissioner is hereby authorized to charge payment of any additional filing fees required under 37 CFR § 1.16 and any patent application processing fees under 37 CFR § 1.17 associated with this communication or credit any overpayment to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.
- ☒ I hereby petition under 37 CFR § 1.136(a) for any extension of time required to ensure that this paper is timely filed. Please charge any associated fees which have not otherwise been paid to Deposit Account No. 23-1925. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

Andrew D. Stover  
Registration No. 38,629  
Attorney for Applicant  
Customer No. 00757 - Brinks Hofer Gilson Lione

BRINKS HOFER GILSON & LIONE  
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(312) 321-4200

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail, with sufficient postage, in an envelope addressed to:  
Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22317-1450, on September 2, 2003.

Date: September 2, 2003

Signature:



I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: MS NON-FEE AMENDMENT, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on:

September 2, 2003

Date of Mailing

ANDREW D. STOVER, Reg. No. 38,629

Name of applicant, assignee or  
Registered Representative

Signature

September 2, 2003

Date of Signature

PATENT  
Case No. 659-921

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# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kato, et al.

Serial No: 10/041,693

Filed: January 7, 2002

For: WAIST ELASTIC SYSTEM WITH  
IMPROVED ELASTIC DECAY  
PROPERTIES FOR A TRAINING PANT

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)  
) Examiner: Snow, Bruce Edward  
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)  
) Group Art No: 3738  
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## RESPONSE TO RESTRICTION REQUIREMENT AND AMENDMENT

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA. 22313-1450

Dear Sir:

In response to the outstanding restriction requirement mailed August 1, 2003, Applicants elect Species 2 of Figure 3. Applicants submit that claims 40-52 are readable on the elected species. Please enter the following amendment in accordance with this election.